IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1170 OF 2004

The State of Maharashtra ..Appellant

V/s.

Bhiku Ganpat Jagtap & Ors. ..Respondents

Mr.A.S.Shitole APP for Appellant/State.

Coram : R.S.Mohite,J

Date :10th January, 2006.

PC

1. This is an appeal filed by the State impugning a Judgment and order passed by the JMFC, Medha on 6.5.2004 acquitting the accused for offences punishable under sections 324, 504 and 506 r/w 34 of IPC. On perusal of the Judgment it is clear that the same has been passed on cogent and acceptable reasons. It has been held that the incident in question took place on the land under cultivation of the accused. The complainant had no reason to be on the land of the accused. It has been held that the right of private defence would arise to protect. The injury caused is simple. In the circumstances, not a fit case to interfere. Hence leave refused and consequently appeal stands dismissed.

(R.S.Mohite,J)